

IN THE HIGH COURT OF JUDICATURE,

ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE EIGHTEENTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE M.H.S. ANSARI

and

THE HON'BLE MR JUSTICE T.CH.SURYA RAO

WRIT PETITION NO : 6036 of 2004

Between:

D.Sujatha, w/o D.Ragunandhan Reddy, r/o 9-1-1/217, Langar House, Hyderabad.

..... PETITIONER

AND

1. Regional Transport Authority, Hyderabad.
2. The Motor Vehicle Inspector, Ranga Reddy District.
3. The Station House Officer, Moinabad Police Station, Moinabad Mandal,
Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in seizing the LMV (Seven Seater) Auto Riksha bearing No.AP9V 2269 Under Check Report No.810412 dated 23-9-2003 as being arbitrary, illegal and unconstitutional and consequently direct the respondents

to release the petitioner's vehicle Bearing No.AP9V 2269 forthwith.

Counsel for the Petitioner: MR.T.SRIKANTH REDDY.

Counsel for the Respondents: GP FOR TRANSPORT.

The Court at the stage of admission made the following :

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THE HON'BLE SRI JUSTICE M.H.S.ANSARI

AND

THE HON'BLE SRI JUSTICE T.CH.SURYA RAO

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W.P.NO.24638 OF 2004

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ORAL JUDGMENT:

(Per the Hon'ble Sri Justice Ansari)

Heard the learned counsel for respective parties.

Pursuant to the vehicle check report dated 23-09-2004, the vehicle, being auto-rickshaw, was seized on 23-09-2003. Petitioner claims to be owner of the said vehicle and has sought directions for release of the said vehicle and also for interim custody.

Keeping in view that the authority competent in this regard is the Secretary, Regional Transport Authority, Hyderabad-respondent No.1 herein, to consider such prayer and also keeping in view that the said authority has not been approached for the said purpose, we are not inclined to issue any directions, much less, of the nature as prayed for.

If the petitioner makes an appropriate application before the competent authority, we have no doubt that the same will be disposed of expeditiously and in accordance with law.

With the above observation, the writ application stands disposed of at the stage of admission. No costs.

M.H.S.Ansari, J

T.Ch.Surya Rao, J

18th January, 2005.

mrk

To

1. The Regional Transport Authority, Hyderabad.
2. The Motor Vehicle Inspector, Ranga Reddy District.
3. The Station House Officer, Moinabad Police Station, Moinabad Mandal,
Ranga Reddy District.
4. Two CCs to the Government Pleader for Transport, High Court of A.P.,
Hyderabad (OUT).
5. Two CD copies.

